

1 D. EDWARD HAYS, #162507  
ehays@marshackhays.com  
2 LAILA MASUD, #311731  
lmasud@marshackhays.com  
3 BRADFORD N. BARNHARDT, #328705  
bbarnhardt@marshackhays.com  
4 MARSHACK HAYS LLP  
5 870 Roosevelt  
Irvine, CA 92620  
6 Telephone: (949) 333-7777  
7 Facsimile: (949) 333-7778

8 Attorneys for Appellant,  
HOUSER BROS. CO. dba RANCHO DEL  
9 REY MOBILE HOME ESTATES

10 UNITED STATES BANKRUPTCY COURT  
11  
12 CENTRAL DISTRICT OF CALIFORNIA – SANTA ANA DIVISION

13 In re  
14 JAMIE LYNN GALLIAN,  
15 Debtor.

Case No. 8:21-bk-11710-SC

Chapter 7

APPELLANT’S DESIGNATION OF ITEMS TO  
BE INCLUDED IN THE RECORD ON  
APPEAL RE: ORDER GRANTING DEBTOR’S  
MOTION FOR RECONSIDERATION OF THE  
COURT’S AUGUST 5, 2022, ORDER  
SUSTAINING OBJECTION TO DEBTOR’S  
HOMESTEAD EXEMPTION

[NO HEARING REQUIRED]

Date Notice of Appeal Filed: December 29, 2022  
APPEAL DOCKET ENTRY NO.: 280

22 TO THE HONORABLE SCOTT C. CLARKSON, UNITED STATES BANKRUPTCY JUDGE,  
23 AND ALL INTERESTED PARTIES:

24 Pursuant to Federal Rule of Bankruptcy Procedure 8009, Appellant, HOUSER BROS. CO.,  
25 a California limited partnership dba RANCHO DEL REY MOBILE HOME ESTATES (“Houser  
26 Bros.”), designates the following items to include in record on appeal of *Order Granting Debtor’s*  
27 *Motion for Reconsideration of the Court’s August 5, 2022 Order Sustaining Objection to Debtor’s*  
28 *Homestead Exemption.*

**DESIGNATION OF THE ITEMS TO BE INCLUDED  
IN THE RECORD ON APPEAL**

Date	Docket Entry No.	Document
05/12/22	95	Objection to Debtor's Claimed Homestead Exemption
05/13/22	98	The Huntington Beach Gables Homeowners Association's Joinder To Houser Bros. Co. dba Rancho Del Rey Mobile Home Estates' Motion Objecting To Debtor's Claimed Homestead Exemption
05/16/22	100	Janine Jasso's Joinder to Houser Bros. Co. dba Rancho Del Rey Mobile Home Estates' Motion Objecting to Debtor's Claimed Homestead Exemption
06/30/22	128	Trustee's Joinder in Houser Bros. Co. dba Rancho Del Rey Mobile Home Estates' Motion Objecting to Debtor's Claimed Homestead Exemption
07/07/22	129	The Huntington Beach Gables Homeowners Association's Reply to Debtor's Opposition to Motion Objecting to Debtor's Claimed Homestead Exemption
07/07/22	130	Reply to Debtor's Opposition to Motion Objecting to Claimed Homestead Exemption
07/07/22	131	Declaration re: Declaration of Vivienne J. Alston re: Motion Objecting to Debtor's Claimed Homestead Exemption
07/07/22	132	Declaration re: Declaration of Greg Buysman re: Motion Objecting to Debtor's Claimed Homestead Exemption
07/07/22	133	Declaration re: Declaration of Chris Houser re: Motion Objecting to Debtor's Claimed Homestead Exemption
07/20/22	138	Notice of Lodgment of Excerpts of Certified Transcript

Date	Docket Entry No.	Document
		in Support of Reply to Debtor's Opposition to Motion Objecting to Claimed Homestead Exemption
07/26/2022	157	Debtors Notice of and Motion for Reconsideration of 7.21.22 Order Sustaining Houser Bros. Co. DBA Rancho Del Rey Mobile Home Estates Objection to Debtor's Claimed Homestead Exemption and Joinder Parties Huntington Beach Gables HOA
08/04/22	170	Response to Debtor's Notice of and Motion for Reconsideration of 7.21.22 Order Sustaining Houser Bros. Co. dba Rancho Del Rey Mobile Home Estate's Objection to Debtor's Claimed Homestead Exemption
08/04/22	171	Trustee's Joinder in Houser Bros. Co. Response to Debtor's Notice of and Motion for Reconsideration of 7.21.22 Order Sustaining Houser Bros. Co. dba Rancho Del Rey Mobile Home Estate's Objection to Debtor's Claimed Homestead Exemption
08/04/22	173	The Huntington Beach Gables Homeowners Association's Joinder to Houser Bros. Co. dba Rancho Del Rey Mobile Home Estates' Response to Debtor's Motion for Reconsideration
08/05/22	177	Order Granting Houser Bros. Co. dba Rancho Del Rey Mobile Home Estates's Motion Objecting to Debtor's Claimed Homestead Exemption in 16222 Monterey Lane, Space #376, Huntington Beach, CA 92649
08/09/22	182	Opposition and Request for Hearing on Debtor's Motion for Leave From the Bankruptcy Appeal Panel to Permit

Date	Docket Entry No.	Document
		the Bankruptcy Court to Consider Debtor's Motion for Reconsideration
08/22/22	196	Transcript of Hearing Held 07/21/22 re: objection to debtor's claimed homestead exemption
09/21/22	235	Status Report in Advance of Continued Hearing on Motion for Reconsideration of 07.21.22 Order Sustaining Houser Bros. Co. dba Rancho Del Rey Mobile Home Estate's Objection to Debtor's Claimed Homestead Exemption
09/30/22	242	Notice of Recent Decision re: Debtor's Motion for Reconsideration of 07.21.22 Order Sustaining Objection to Debtor's Claimed Homestead Exemption
12/19/22	273	Memorandum of Decision regarding Debtor's Motion for Reconsideration of the Court's August 5, 2022 Order Sustaining Objection to Debtor's Homestead Exemption
12/19/22	274	Order Granting Debtor's Motion for Reconsideration of the Court's August 5, 2022 Order Sustaining Objection to Debtor's Homestead Exemption
12/29/22	280	Notice of Appeal and Statement of Election to U.S. District Court
		Bankruptcy Case Docket 8:21-bk-11710
<b>U.S. Bankruptcy Appellate Panel for Ninth Circuit Case No. 22-1146</b>		
08/29/22	6	Stipulation to Dismiss Appeal Without Prejudice
09/16/22	7	Order of Dismissal

Date	Docket Entry No.	Document
<b>U.S. Bankruptcy Appellate Panel for Ninth Circuit Case No. 22-1166</b>		
08/29/22	4	Stipulation to Dismiss Appeal Without Prejudice
09/16/22	5	Order of Dismissal

DATED: January 12, 2023

MARSHACK HAYS LLP

/s/ D. Edward Hays

By: \_\_\_\_\_

D. EDWARD HAYS

LAILA MASUD

BRADFORD N. BARNHARDT

Attorneys for Appellant,

HOUSER BROS. CO. dba RANCHO DEL

REY MOBILE HOME ESTATES

## PROOF OF SERVICE OF DOCUMENT

I am over the age of 18 and not a party to this bankruptcy case or adversary proceeding. My business address is:  
870 Roosevelt, Irvine, CA 92620.

A true and correct copy of the foregoing document entitled: **APPELLANT'S DESIGNATION OF ITEMS TO BE INCLUDED IN THE RECORD ON APPEAL RE: ORDER GRANTING DEBTOR'S MOTION FOR RECONSIDERATION OF THE COURT'S AUGUST 5, 2022, ORDER SUSTAINING OBJECTION TO DEBTOR'S HOMESTEAD EXEMPTION** will be served or was served (a) on the judge in chambers in the form and manner required by LBR 5005-2(d); and (b) in the manner stated below:

1. **TO BE SERVED BY THE COURT VIA NOTICE OF ELECTRONIC FILING (NEF)**: Pursuant to controlling General Orders and LBR, the foregoing document will be served by the court via NEF and hyperlink to the document. On **January 12, 2023**, I checked the CM/ECF docket for this bankruptcy case or adversary proceeding and determined that the following persons are on the Electronic Mail Notice List to receive NEF transmission at the email addresses stated below:

☒ Service information continued on attached page

2. **SERVED BY UNITED STATES MAIL**: On **January 12, 2023**, I served the following persons and/or entities at the last known addresses in this bankruptcy case or adversary proceeding by placing a true and correct copy thereof in a sealed envelope in the United States mail, first class, postage prepaid, and addressed as follows. Listing the judge here constitutes a declaration that mailing to the judge will be completed no later than 24 hours after the document is filed.

### DEBTOR

JAMIE LYNN GALLIAN  
16222 MONTEREY LN UNIT 376  
HUNTINGTON BEACH, CA 92649

☐ Service information continued on attached page

3. **SERVED BY PERSONAL DELIVERY, OVERNIGHT MAIL, FACSIMILE TRANSMISSION OR EMAIL**: Pursuant to F.R.Civ.P. 5 and/or controlling LBR, on **January 12, 2023**, I served the following persons and/or entities by personal delivery, overnight mail service, or (for those who consented in writing to such service method), by facsimile transmission and/or email as follows. Listing the judge here constitutes a declaration that personal delivery on, or overnight mail to, the judge will be completed no later than 24 hours after the document is filed.

### **VIA PERSONAL DELIVERY:**

#### **PRESIDING JUDGE'S COPY**

HONORABLE SCOTT C. CLARKSON  
UNITED STATES BANKRUPTCY COURT, CENTRAL DISTRICT OF CALIFORNIA  
RONALD REAGAN FEDERAL BUILDING AND COURTHOUSE  
411 WEST FOURTH STREET, SUITE 5130 / COURTROOM 5C  
SANTA ANA, CA 92701-4593

☐ Service information continued on attached page

I declare under penalty of perjury under the laws of the United States that the foregoing is true and correct.

January 12, 2023

Date

Layla Buchanan

Printed Name

/s/ Layla Buchanan

Signature

1. **TO BE SERVED BY THE COURT VIA NOTICE OF ELECTRONIC FILING (NEF):** CONTINUED:

- **ATTORNEY FOR CREDITOR AND PLAINTIFF HOUSER BROS. CO.:** Bradford Barnhardt  
bbarnhardt@marshackhays.com, bbarnhardt@ecf.courtdrive.com, kfrederick@ecf.courtdrive.com
- **ATTORNEY FOR TRUSTEE JEFFREY I GOLDEN (TR):** Aaron E DE Leest adeleest@DanningGill.com,  
danninggill@gmail.com; adeleest@ecf.inforuptcy.com
- **ATTORNEY FOR CREDITOR AND PLAINTIFF THE HUNTINGTON BEACH GABLES HOMEOWNERS' ASSOCIATION:** Robert P Goe kmurphy@goeforlaw.com, rgoe@goeforlaw.com; goeforecf@gmail.com
- **TRUSTEE JEFFREY I GOLDEN (TR):** Jeffrey I Golden (TR) lwerner@wglp.com, jig@trustesolutions.net;  
kadele@wglp.com
- **ATTORNEY FOR CREDITOR AND PLAINTIFF HOUSER BROS. CO. and CREDITOR HOUSER BROS. CO. DBA RANCHO DEL REY MOBILE HOME ESTATES:** D Edward Hays ehays@marshackhays.com,  
ehays@ecf.courtdrive.com; kfrederick@ecf.courtdrive.com; cmendoza@marshackhays.com;  
cmendoza@ecf.courtdrive.com
- **ATTORNEY FOR CREDITOR AND PLAINTIFF THE HUNTINGTON BEACH GABLES HOMEOWNERS' ASSOCIATION:** Brandon J Iskander biskander@goeforlaw.com, kmurphy@goeforlaw.com
- **ATTORNEY FOR TRUSTEE JEFFREY I GOLDEN (TR):** Eric P Israel eisrael@DanningGill.com,  
danninggill@gmail.com; eisrael@ecf.inforuptcy.com
- **ATTORNEY FOR CREDITOR AND PLAINTIFF HOUSER BROS. CO. and CREDITOR HOUSER BROS. CO. DBA RANCHO DEL REY MOBILE HOME ESTATES:** Laila Masud lmasud@marshackhays.com,  
lmasud@ecf.courtdrive.com; kfrederick@ecf.courtdrive.com
- **ATTORNEY FOR DEFENDANT RANDALL L NICKEL:** Mark A Mellor mail@mellorlawfirm.com,  
mellormr79158@notify.bestcase.com
- **INTERESTED PARTY COURTESY NEF:** Valerie Smith claims@recoverycorp.com
- **U.S. TRUSTEE:** United States Trustee (SA) ustpreion16.sa.ecf@usdoj.gov

4879-0465-9015, v. 1